

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 702 – SB 651

March 29, 2017

SUMMARY OF ORIGINAL BILL: Requires an agent of the Department of Agriculture (DOA) to remove a food, drug, device, or cosmetic tag or marking, on a detained or embargoed article if such agent fails to petition for an order of condemnation, within 14 days of such detainer or embargo, rather than within 15 days.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (006446): Deletes all language after the enacting clause. Establishes that farm to consumer distribution points are exempt from the *Tennessee Food, Drug and Cosmetic Act* and the *Tennessee Retail Food Safety Act*. Defines “ farm to consumer distribution point” to mean a temporary or permanent location, that is not open to the general public, where a farmer or the farmer’s agent delivers food produced by the farmer and previously sold under an agreement entered into between the farmer and the consumer, directly to the consumer’s agent.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Other Fiscal Impact – A potential decrease in state revenue and state expenditures; the extent and timing of any such decreases, if any, cannot be determined with reasonable certainty.

Assumptions for the bill as amended:

- DOA has not provided any information for this bill as amended that would be useful to Fiscal Review Committee staff in preparing a fiscal estimate for the bill as amended.
- It is therefore unknown if DOA currently issues any permits or incurs any expenditures associated with the regulation of farm to consumer distribution points.
- As a result, any fiscal impact on the state or local government cannot be determined with any reasonable certainty.

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CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in dark ink that reads "Krista M. Lee" followed by "RNC" in smaller letters.

Krista M. Lee, Executive Director

/tdb